

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA**

UNITED STATES OF AMERICA

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CRIMINAL NO: 09-144

v.

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SECTION: "F"

PERRY ALBARADO

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**VIOLATION: 18 U.S.C. § 2252(a)(4)(B)
18 U.S.C. § 2253**

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FACTUAL BASIS

Should this matter proceed to trial, both the government and the defendant, **PERRY ALBARADO**, do hereby stipulate and agree that the following facts set forth a sufficient factual basis for the crime to which the defendant is pleading guilty and that the government would prove the following beyond a reasonable doubt at trial:

The government would show that at all times mentioned in the indictment, the defendant, **PERRY ALBARADO**, was a resident of the Eastern District of Louisiana, living in Plattenville, Louisiana.

The government would present evidence that on or about June 17, 2008, Special Agents from the Federal Bureau of Investigation (FBI) executed a federal search warrant, based on probable cause, for the defendant's residence located at 5722 Highway 308, Plattenville, Louisiana. Agents

would testify that they recovered computers, DVDs, and CDs at the defendant's Plattsenville residence.

The government would establish through testimony and documentary evidence that **PERRY ALBARADO** knowingly used his computer to search for, download, and save images of child pornography. Further, the evidence and testimony would establish that a computer forensic search of **PERRY ALBARADO's** seized computers and related evidence revealed approximately 75 images depicting the sexual victimization of children.

Further, the government would introduce through FBI agents statements wherein **PERRY ALBARADO** voluntarily admitted to federal agents that he knowingly downloaded images of child pornography to his computer. According to **ALBARADO**, he used the Internet to search for and download images of child pornography to his computer. According to **ALBARADO**, he used the search terms teens, preteen, PTHC, lolita, PEDO, and pedophile to search for child pornography. **ALBARADO** admitted to FBI agents that he knew it was illegal to download child pornography but he still looked for it. **ALBARADO** said he had a preference for 15-16 year old girls and while he did not like 12 year old girls and younger he probably had images of prepubescent child pornography on his computer. According to **ALBARADO**, he has been downloading child pornography for a year or two.

Forensic evidence consisting of medical testimony, law enforcement officers, and supporting documentation would establish that some of the child victims depicted in the images possessed by **ALBARADO** were of real, identifiable victims, less than the age of eighteen (18) at the time the child pornography was created.

_____ Testimony would establish that some of the child victims depicted in the materials possessed by **PERRY ALBARADO** were of prepubescent children less than 18 years of age; to wit: less than

twelve (12) years old and that the images of the child victims were engaged in “sexually explicit conduct” as defined in Title 18, United States Code, Section 2256. All of the images of child pornography possessed by the defendant, would be introduced through the testimony of FBI agents. For example, FBI agents located on the defendant’s computer an image of a prepubescent girl inserting a dildo into her vagina.

Further, the government would present evidence that would establish that the images of child pornography had been transported in interstate and foreign commerce via computer.

Further, the government would show through testimony and documentary evidence that the equipment used by the defendant to acquire the child pornography was transported in interstate or foreign commerce.

PERRY ALBARADO
Defendant

DATE

ARTHUR A. LEMANN, III
Counsel for Defendant

DATE

BRIAN M. KLEBBA
Assistant United States Attorney

DATE